

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

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4431, INC., 4431 ASSOC., LP, 3354 WALBERT :  
ASSOC., LP, 3354 WALBERT AVENUE :  
ASSOCIATES, LLC, BLUE GRILLE HOUSE :  
AND WINE BAR, 4131 ASSOCIATES, :  
CANDLELIGHT INN, 2960 CENTER VALLEY :  
PARKWAY, LLC, 3739 WEST CHESTER PIKE, :  
LLC, MELT RESTAURANT GROUP, LLC, :  
PAXOS RESTAURANTS, INC., MELT REAL :  
ESTATE GROUP, LP., and TOP CUT :  
STEAKHOUSE, :

Plaintiffs,

v.

CINCINNATI INSURANCE COMPANIES, :  
THE CINCINNATI INSURANCE COMPANY, :  
THE CINCINNATI CASUALTY COMPANY, :  
and THE CINCINNATI INDEMNITY :  
COMPANY, :

Defendants.

No. 5:20-cv-04396

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**ORDER**

**AND NOW**, this 3<sup>rd</sup> day of December, 2020, upon consideration of Defendants' motion to dismiss the Complaint for failure to state a claim, *see* ECF No. 5, and for the reasons set forth in the Opinion issued this date, **IT IS HEREBY ORDERED AS FOLLOWS:**

1. Defendants' motion to dismiss, ECF No. 5, is **GRANTED**.
2. Plaintiffs' Complaint, ECF No. 1, is **DISMISSED, with prejudice**.
3. This case is **CLOSED**.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.

JOSEPH F. LEESON, JR.

United States District Judge